GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD Department –Allegations of irregularities and inferior quality in (20) works "construction of CC road works in Chandarlapadu Mandal of Krishna District" – Disciplinary proceedings against Sri Y. Jaya Rajasekhar, formerly DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired as Dy.E.E., PIU SD, Machilipatnam) under Rule 20 of APCS (CC&A) Rules, 1991 r/w Rule-9 of APRPR 1980 – Article of Charge – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.298 **Dated:02.04.2024.**

Read the following

1. G.O.Ms.No.31, PR&RD (Vig.I) Department, Dated:02.04.2024
2. G.O.Rt.No.295, PR&RD (Vig.I) Department, Dated:02.04.2024

ORDER:

In pursuance of the sanction accorded in the reference 1st read above, under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the Revised Pension Rules, 1980 for instituting departmental proceedings against Sri Y. Jaya Rajasekhar, formerly DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired as Dy.E.E., PIU SD, Machilipatnam), it is proposed to hold an enquiry in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services [Classification, Control and Appeal], 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I). A statement of the imputations of misconduct or misbehavior in support of the article of charge is enclosed [Annexure-II]. A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed [Annexure III & IV]. Copies of documents are furnished herewith.

3. Sri Y. Jaya Rajasekhar, formerly DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired as Dy.E.E., PIU SD, Machilipatnam), is directed to submit written statement of defence within (10) days of the receipt of this order.

4. Sri Y. Jaya Rajasekhar, formerly DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired as Dy.E.E., PIU SD, Machilipatnam), is informed that an enquiry will be held only in respect of those article of charge, which are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Y. Jaya Rajasekhar, formerly DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired as Dy.E.E., PIU SD, Machilipatnam) is further informed that if he does not submit his written statement of defence on or before the date specified in Para-3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of the A.P.C.S. [CC&A] Rules, 1991, or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against him exparte.

(P.T.O)

6. The receipt of this G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Y. Jaya Rajasekhar, formerly DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired as Dy.E.E., PIU SD, Machilipatnam) **through** the Engineer-in-Chief, Panchayat Raj, AP, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, AP, Vijayawada (with a request to serve the same on the C.O. and furnish the acknowledgment copy)
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – I

STATEMENT SHOWING THE DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI Y. JAYA RAJASEKHAR, FORMERLY DEE., PRI SUB - DIVISION, NANDIGAMA, KRISHNA DISTRICT (ERSTWHILE) (NOW RETIRED AS DY.E.E., PIU SD, MACHILIPATNAM) (NOW RETIRED),

Charge-I:

That Sri Y. Jaya Rajasekhar, **while working as** DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired) has allowed inferior quality of (9) works "Construction of CC roads from Konagi Koteswara Rao house to Nukala Venkata Rao house, Turlapati Hanumantharao house to Polla Mahalakshmi house, Popuri Chandraiah house to Thotla Guravaiah house, SK Madharabe house to S.k Bademiya house in Trulapadu village of Chandrlapadu (M), Krishna District and other (8) works in Turlapadu Village, Krishna District" and 1st QC team proposed no recovery. Whereas, 2nd QC team has attended the above works on 19.05.2020 and conducted inspection and proposed for recovery of Rs.65.89 lakhs in the said works and thereby caused loss to the Government exchequer. Thereby unnecessary legal complications have been arisen and huge embarrassment before the Hon'ble High Court of AP in **Contempt Case No.1285/2022 in WPNo.21236/2021** filed by Sri Dasara Venkateswara Rao.

Charge-II:

"He has allowed inferior quality of (4) works "Construction of CC roads in Bobbellapadu Village of Chandarlapadu (M), Krishna District and two other villages in Chandarlapadu (M), Krishna District" and 1st QC team proposed no recovery. Whereas, 2nd QC team has attended the above works on19.05.2020 and conducted inspection and proposed for recovery of Rs.36.55 lakhs in the said works and thereby caused loss to the Government exchequer. Thereby unnecessary legal complications have been arisen and huge embarrassment before the Hon'ble High Court of AP in **Contempt Case No.1282/2022 in WPNo.25692/2021** filed by Sri Guthikonda Sri Rama Murthy of Krishna District.

Charge-III:

"He has allowed inferior quality of (7) works "Construction of CC road & R&B Road to Vaniparthi Venkateswara Rao house in Gudimetla (v) Chandarlapadu (M) Krishna District" and 1st QC team proposed no recovery. Whereas, 2nd QC team has attended the above works on 20.05.2020 and conducted inspection and proposed for recovery of Rs.34.21 lakhs in the said works and thereby caused loss to the Government exchequer. Thereby unnecessary legal complications have been arisen and huge embarrassment before the Hon'ble High Court of AP in Contempt Case No.1295/2022 in WPNo.26041/2021 filed by Sri Pulla China Venkaiaha, Krishna District.

(Continued on Page.4)

Thus, Sri Y. Jaya Rajasekhar, **while working as** DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired), showed his disobedience of the orders issued by the higher authorities and gross negligence in attending his legitimate duties and acted in contravention of Rule 3 of APCS(Conduct) Rules 1964.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED::BY::ORDER //

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI Y. JAYA RAJASEKHAR, FORMERLY DEE., PRI SUB-DIVISION, NANDIGAMA, KRISHNA DISTRICT (ERSTWHILE) (NOW RETIRED AS DY.E.E., PIU SD, MACHILIPATNAM)

BASIS :

Whereas, as per Quality Control norms and procedure, the 1st Quality Control Inspections were conducted in the year 2018 in respect of (20) works in Chandrlapadu Mandal of Krishna District and proposed no recovery. At that time, Sri Y. Jaya Rajasekhar, **working as** DEE., PRI Subdivision, Nandigama (now Retired) during the inspection time. The said 1st QC reports were intimated to the concerned EE, DEE & AEE. Subsequently, as per the orders, 2nd QC Inspection team has been attended the above (20) works and conducted inspections submitted (3) reports dated:19.5.2020, 19.05.2020 & 20.5.2020 respectively in all (18) works. The 1st QC Team Report has proposed no recovery against the said works, but the 2nd QC Team has proposed for recovery of total an amount of Rs.136.65 lakhs for the above (20) works. Thus, it is evident that he allowed inferior quality of work and thereby caused loss to the Government exchequer. He should have taken proper care, but he failed to discharge his legitimate duties. Thereby unnecessary complications and legal issues have been arisen and huge embarrassment was created in dealing with legal issues before the Hon'ble High Court of Andhra Pradesh.

(Continued on Page.5)

Thus, the Government Servant, Sri Y. Jaya Rajasekhar, **while working as** DEE., PRI Sub-division, Nandigama, Krishna District (erstwhile) (now Retired) failed to obey the orders of higher authorities and gross negligence on his legitimate duties. Thus by the above mentioned acts, he failed to maintain absolute integrity, devotion to the duty and conduct unbecoming of a Government Servant and there by contravened the Rule 3(1) & 3(2) of APCS(Conduct)Rules 1964.
Hence, the charges.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED::BY::ORDER //

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI Y. JAYA RAJASEKHAR, FORMERLY DEE., PRI SUB-DIVISION, NANDIGAMA, KRISHNA DISTRICT (ERSTWHILE) (NOW RETIRED AS DY.E.E., PIU SD, MACHILIPATNAM)

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(1)First QC Inspection Report dated:22.02.2018(for 9 works) in WPNo.21236/2021 CCNo.1285/22.
(2)First QC Inspection Report dated:10.12.2018 & 02.12.2018(for 4 works) in W.P.No.25692/2021 CCNo.1282/22.
(3)First QC Inspection Report dated 10.12.2018 & 02.12.2018 (7 works) in WPNo.26041/2021 CCNo.1295/22.
(4)Second QC Inspection Team in (3) Reports dated: 19.5.2020, 20.5.2020, 20.5.2020 respectively in all (20) works.
(5)Govt. Memo No.1770122/PRR01-PRE/30/2022-Vig.I-1, dt.11.08.2023 of PR&RD (V.I) Dept & other Govt. Memos.
(6)Letter No.A1/Article of charge on EE-DEE-AEE-AE/2022, dt.26.12.2023, 08.01.2024 & 13.02.2024 of S.E.,PR,Krishna Dist.(erstwhile).

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER

(Continued on Page.6)

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI Y. JAYA RAJASEKHAR, FORMERLY DEE., PRI SUBDIVISION, NANDIGAMA, KRISHNA DISTRICT (ERSTWHILE) (NOW RETIRED AS DY.E.E., PIU SD, MACHILIPATNAM) ARE PROPOSED TO BE SUSTAINED

- NIL –

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED::BY::ORDER //

SECTION OFFICER